

manded to know who they were, and when informed, the detectives say, tried to jump into the street. Ailes informed the women they were engaged in real serious business. To emphasize his remarks he drew a pistol from his side pocket. This cowed the women, who dropped back into their seats, and the detectives ordered the chauffeur to drive to the West Sixty-eighth street station. While this was happening, Detectives Liska, Martin and Manning were administering the "leather," by which name the police refer to blackjacks, to Chaffee and Bitzburger in the other car. Levin, who was driving had been covered with a pistol and readily acceded to the demand to drive to the station house.

Bitzburger answered closely the description given the police of one of the robbers who killed Edwin W. Andrews, senior member of the firm of Andrews & Winston, silvermiths, in his office at 542 Fifth avenue on December 16. Luke Mulligan, the aged messenger, and Arthur Merz and Vincent Provenzano, the jewelry salesmen, who were bound and gagged by the women, were summoned to Police Headquarters by Inspector Coughlin to see if they could identify Bitzburger or Chaffee. The three men passed several minutes up and down a line composed of detectives and the two prisoners without recognizing anyone.

Inspector Coughlin was closeted with Bitzburger and Chaffee for several hours, at the end of which he announced they had made statements. In order that newspapermen might get first information regarding the statements, the inspector summoned Chaffee from a rear room and had him recount his life's history from 1914, when he enlisted in the army in San Francisco, up to the hour of his arrest. Chaffee told his story as though the telling of it relieved him greatly.

Four men participated in the bank robbery. A posse of citizens, headed by the Mayor of Milwaukee, surprised them at work. The robbers fled through the rear of the bank and two of them, Frank "Salor" Voorhees and Walter Watson, were arrested in an adjoining building. Chaffee and Bitzburger walked and ran all the way to Jamestown, a distance of fifteen miles, where they obtained a train to New York. Voorhees and Watson were indicted, tried and convicted of the crime the following day. They have been sent to prison for from seven to ten years each.

Got Terms in Leavenworth.

Chaffee, who is 31 years old, he said he lived with his wife, Mrs. Rose Clara Chaffee, at 203 West 111th street. He was in Manila in 1915 when he assaulted an officer and was sent to Fort Leavenworth. It was there that he met Bitzburger, who had been convicted of the same offense. Chaffee was released in 1918 and came on to New York and was married here in July of that year. Since then, he said, he had been employed as a "go between" for Edward E. Farmer of 16 East Fifty-sixth street. Bitzburger got out of prison this year and also came to this city after having spent a short time in Lancaster, Pa., where he met and was married to his wife two and a half months ago. Bitzburger planned the robbery, Chaffee said, and supplied the accomplices with the tools for opening the bank safe and guns. Bitzburger gave Chaffee \$500 to buy the car the robbers used in the crime.

The man is accused of acting in concert with Bitzburger and Chaffee. The police say his part consisted of trying to dispose of the securities, which was done a few days after the robbery. It was when the securities were offered for sale that the police learned of the location of the robbers. Levine, who lived in the same house with Bitzburger, traced a "go between" in Old Slip to the Seventy-third street apartment. Inspector Coughlin declined to say where the securities were recovered.

Chaffee and Mrs. Vera Bitzburger admitted, Inspector Coughlin said, that they knew their husbands had participated in the crime. They said that the police found in their hands the property of their husbands. Neither of the women was held by the police in connection with the robbery.

ONE WOMAN SLAIN AND ANOTHER HELD Quarrel Over Children Said to Have Caused Tragedy.

Mrs. Donella Altrenti was shot and killed in the rear yard of her home at 13 South avenue, Corona, L. I. yesterday. Mrs. Donella Masella, her next door neighbor, was arrested and charged with homicide. According to the police, the children of the two families had been quarrelling, and the two women had appeared earlier in the day making counter charges against each other in Flushing Police Court.

Shortly after the women left the court and reached their homes the quarrel was resumed, it was said, at the fence which separates the two houses. Mrs. Masella ran into the house, got a revolver and shot Mrs. Altrenti, according to the police.

Patrolman Michael Cuzzo of the 112th police precinct, who arrested Mrs. Masella, said he found her hiding in a cellar three blocks away from her home. She was held without bail.

GIRL'S MURDER STORY ASSAILED BY JUDGE

M'Gannon Takes Stand in His Own Defence.

CLEVELAND, Dec. 28.—Judge William H. McGannon of the Municipal Court, charged with the second degree murder of Harold C. Kagy, took the stand in his own behalf to-day and denied all the accusations made against him.

The State announced its case closed, but reserved the right to call in rebuttal James F. McCaffery, who testified he was driving Miss Mary E. Neely, chief witness for the State, around the city in an automobile at the time of the shooting. Miss Neely testified several days ago she stood at Oregon avenue and East Ninth street and "saw McGannon" take something from his pocket. Simultaneously a shot was fired and Kagy lurched forward.

McGannon assailed Miss Neely's story almost to the last word. He told his story deliberately and calmly, except where he emphasized his answers by raising his voice.

TOLEDO POLICE ACT.

"Shoot to Kill" Order Issued in Roundup of Bandits.

TOLEDO, Dec. 28.—More than a score of plain clothes policemen were sent out to-night with instructions to arrest every suspicious character found and to shoot to kill if necessary.

The order, issued by George P. Greenhalgh, Director of Public Safety, followed a week of holdups and robberies in which a number of citizens were severely beaten by footpads.

\$70,000 FOR MARCH 4 PARADE.

Boston, Dec. 28.—An appropriation of \$70,000 for Massachusetts militia men's expenses in attending the inauguration ceremony in Washington next March will be asked of the Legislature by Adjutant-Gen. Jesse E. Stevens. Gen. Stevens said to-day he plans to have at least 4,000 men in Washington, and that he hoped to obtain from the Federal Government the use of two army trains to convey them.

MONK EASTMAN'S SLAYER IDENTIFIED AS ONE OF HIS GANG

District Attorney Knows Name, Expecting Arrest Soon, Says Henniss.

FULL STORY IS KNOWN

Motive of Ex-Convict for Killing Gangster Alone Remains Mystery.

TO GET MILITARY BURIAL

Body Lies in U. S. Uniform With Wound Stripes and Insignia of 27th.

Monk Eastman was shot down by one of his own pals, a former gangster and ex-convict who "ran" with the Monk Eastman gang in the days when the name spread terror throughout the lower East Side.

That much was established yesterday by the examination of witnesses in the District Attorney's office. Assistant District Attorney John R. Henniss, chief of the homicide bureau, says he knows who the man is and that he and Eastman were often seen together. Whether they quarrelled about money or a woman or whether the Monk was shot on suspicion of "squealing" remains a mystery.

The arrest of the murderer is expected soon, Mr. Henniss said. The police also are hunting for six men who were drinking and singing with Eastman in the Blue Bird Cafe, 62 East Fourteenth street, Christmas night. While Monk and his friends were getting drunk in the cafe, it was learned, his "pal" waited on the curb to kill him.

May Have Been Double-Crossed. At 4 o'clock Sunday morning the party staggered out into the street. The man with the revolver stepped up to the Monk and exchanged a few words with him in an undertone. Five shots followed in rapid succession and the one-time Cur of the Bowery fell to the sidewalk.

His six companions scattered, deserting their leader in great haste when they saw him go down. The assassin threw his gun across Fourteenth street and escaped unmolested. Patrolman Joseph Malloy, on whose beat the murder occurred, was then at the corner of Fifth avenue, two blocks away.

Mr. Henniss was enabled to reconstruct the scene from the testimony of Max Weinstein, cashier of the Blue Bird Cafe, and John Bradley and John McKenna, waiters. They were questioned for several hours and are still retained as material witnesses. A waiter named Lewis, who was seated at the Eastman table, appeared yesterday. He is being sought, as is also the chauffeur of the automobile which brought the party from Williamsburg Saturday night.

Eastman had dinner Christmas day with one of his married sisters in Brooklyn. About midnight he came to New York with six friends in an automobile and was then at the corner of Fifth avenue, two blocks away.

The police, as yet, have not traced the automobile. If it waited in front of the cafe and Monk's friends escaped in it, they are inclined to believe he was double-crossed.

"We cannot tell whether Monk was double-crossed," Mr. Henniss said. "But we do know that the man who shot him was a kate, in the slang of the underworld, a well-known character, although not so famous as Monk."

"One thing is clear; it was a deliberate murder. The gun was pressed so close that it buried a hole two inches wide in his overcoat."

Comrades Arrange Funeral.

Eastman's body lay last night in a plain black coffin in the undertaking establishment of A. C. Yannaco in 348 Metropolitan avenue, Williamsburg, dressed in the uniform of the United States Army, with a silver Victory button on his left breast and the insignia of the Twenty-seventh Division on his left shoulder. Three service stripes are on the sleeve of the former gangster's uniform blouse, and there are two wound stripes on the right sleeve. There is a silver plate on the coffin, inscribed "Our lost pal. Gone but not forgotten."

Two men who were soldiers with Eastman in France will pay the expenses of his funeral, so that the man with whom they fought will not be buried in Potter's Field. They are John J. Boland of 168 Broadway and Henry Miller, sergeant of the platoon in which Eastman was a doughboy. The body will be buried in the army plot in the Cypress Hills Cemetery, and a military escort will be furnished by a detail from the 168th Infantry Post of the American Legion. Eastman will be buried with military honors by his former comrades.

FRESHMAN PADDED; STRIKE THREATENED

Colgate Victim Arouses His Mates to Action.

Special Despatch to THE NEW YORK HERALD. HAMILTON, N. Y., Dec. 28.—George W. Joel, a New York city freshman at Colgate University, was convicted by the student governing board the other day of conduct unbecoming a freshman and was sentenced to be padded. This sentence was carried out and he was padded very, very thoroughly, so thoroughly that he became indignant and called a meeting of the undergraduates who are not members of the fraternity.

The meeting demanded that the entire governing board resign. The six members, R. W. Wooster, the football team, L. C. Leary and "Chief" Brown, also members of the team; E. P. Volgenau, H. N. Burke and J. J. Linnehan, sent in their resignations at once. The board was reorganized to give them representation, discarding the method of choosing members of the board by classes.

They say that if their demands are not met the whole freshman class will refuse to remain at the university after the holidays. Fraternities having chapters at Colgate and involved in the row are Delta Kappa Epsilon, Psi Upsilon, Phi Gamma Delta and Beta Gamma. The trouble which resulted in Joel being padded arose over a row with an upper classman regarding a check for a freshman hat. Joel contending that he had paid \$10.50 for it and the other man saying it was but \$4.50.

Crime Laid to Rat Poison That's Sold in Saloons

IF beer and light wines were permitted to flow again, declared Magistrate Harry Dale in the Gates avenue court in Brooklyn yesterday, the crime wave would ebb considerably. "It's this rat poison they're selling in the saloons," said the Magistrate, "that's back of all the gun play and the stick-ups."

He was talking to Otto Hutvel, who was arrested in a saloon at 1860 Myrtle avenue, where he is said to have drawn a revolver and fired at the ceiling when the proprietor refused to serve him with drinks. On a charge of felonious assault he was held for a hearing.

WAR VETERANS ACT AS JERSEY POLICE

South Orange Patrolled by Newly Recruited Force After Conference.

New Jersey municipalities, aroused by the continuation of holdups, burglaries and other crimes, took additional measures last night to protect themselves. The streets of South Orange were patrolled by a newly recruited police force made up of war veterans. Their selection followed a conference of Edward Duffield, Village President; Thomas F. McGuire, Chief of Police, other officials and members of the American Legion. The police of Hammonton, N. J., have been provided with bicycles.

Patrolman James McCormack of Westfield, N. J., was held yesterday on a charge of murder following the death of James Dooling, 63 years old, proprietor of the Garwood Inn. McCormack, when arraigned in the Union County Criminal Court, was held without bail. It is charged that on Christmas morning McCormack went to the inn and demanded a drink of whiskey from Mrs. Dooling. She told him they did not serve liquor, but he returned a short time later, it is charged, and demanded that Dooling give him a drink. Upon being refused McCormack, it is alleged, fired several shots and died. One of the bullets struck Dooling, who died yesterday in the Elizabeth Hospital.

A revolver battle without any known casualties enveloped the street of East Orange early yesterday. Anthony Norrell, who lives on Henry street and has a large quantity of liquor stored in his cellar, phoned to the police and told them some men were acting suspiciously near his home. Five policemen were sent. They found Harry White of Newark in front of the house and arrested him. Further down the street they found a motor truck and arrested Benjamin Plager of Newark, the driver.

Three cops took White and Plager to the station, and as they were turning they saw an automobile stop in front of Norrell's house. Six men got out and started toward the house. The policemen ordered them to halt, but they opened fire with revolvers. After several shots were fired the police captured three men, who said they were Frank Selfert, Louis Millman and Harry Noel, all of Newark. No guns were found on them. Later William Bailes of 738 Summer avenue, Newark, was arrested. The police are holding the prisoners pending an investigation. Morris county authorities are investigating the robbery of a safe in the sixty house of the borough of Chatham. Sixty dollars was taken, but checks amounting to \$500 were overlooked.

M'GUINNESS CASE UNSOLVED.

Funeral of Jersey Prohibition Agent Is Held.

While agents of the Department of Justice, the Bayonne police and officers of the New York prohibition enforcement department were still investigating the death of James F. McGuinness, the prohibition agent who was found Friday afternoon on the shore of Newark Bay with a bullet through his head, his funeral was held yesterday from St. Aodan's Church in Jersey City. There were services at his home, 325 Summit avenue. Conception Council of the Knights of Columbus, Lodge 211 of the Elks and the Holy Name Society of the church attended.

The investigations of the Department of Justice and the New York prohibition office have not yet been completed. The Bayonne police firmly convinced that McGuinness shot himself.

ACTOR FOUND DEAD FROM GAS.

J. Bernard Dyllyn, 63 years old, who appeared in "Little Johnny Jones," "A Royal Yagobond" and other productions of George M. Cohan, was found dead of gas poisoning yesterday in his home at 305 West Forty-second street. The police found that the gas stove was leaking. Arrangements for the funeral will be made by Elks Lodge, No. 1.

Two youths giving their names as

THEFT LAID TO MAN FROM DEATH HOUSE

Flanagan Seized for \$60,000 Robbery of Gems Nov. 30 Near Pacific Bank.

HAWTHORNE CHUM TAKEN

Alleged Columbia Students in \$9,000 Haul—Two Brooklyn Youths Get \$6,000.

Frank Flanagan, 25 years old, of 342 East Forty-eighth street, who was freed of a murder charge by Judge Rosalsky in October, after having spent eighteen months in the death house at Sing Sing prison, was arrested late yesterday afternoon on suspicion in connection with the theft of unset diamonds valued at \$60,000 from a jeweller's messenger at Seventh avenue and Forty-ninth street on November 27. Although Flanagan emphatically denied his knowledge of the holdup he was locked up at Police Headquarters until David Saylor of 36 West Forty-second street, the messenger, had had an opportunity to try to identify him.

Saylor, who is employed by the Provident Diamond Company, had just left the Pacific Bank at the southeast corner of Seventh avenue and Forty-ninth street, and had crossed the street to get a southbound street car, when he was jostled and a tin box containing the stones taken from under his arm. Saylor set up a cry and an automobile into which the thief had jumped darted north in Seventh avenue. A chase followed, but the thief and his confederates succeeded in getting away.

One Sentenced to Die.

Flanagan was arrested about two years ago after Patrick Mulhern, a bartender, had been shot and killed in a saloon at Park avenue and 113th street. He was indicted, tried and convicted and was sentenced to die in the electric chair. An appeal was taken by his lawyer, who contended that witnesses stated Mulhern had been killed by a tall man. Flanagan is short. After Flanagan had languished in the death house for eighteen months the Court of Appeals granted a new trial to him. New evidence was introduced at the retrial, which resulted in Judge Rosalsky dismissing the indictment against him.

Since his release Flanagan has been operating a saloon at First avenue and Thirtieth street. It was in this saloon that Detective Flood and Shedy found him yesterday afternoon. The detectives said they had arrested him purely upon information that had been turned over to them. Saylor has been notified and will appear in court this morning when Flanagan is arraigned.

Detective Charles Flarity of the West Forty-seventh street station telephoned word from Philadelphia last night that he had arrested Carl Wehner, 33 years old, of 106 North Eleventh street, Philadelphia, in connection with the holdup in the Hotel Astor December 15, in which Mr. and Mrs. H. C. Worley and Mr. and Mrs. Owen C. Linthwaite were beaten by the thieves. Flarity said that he traced Wehner to Philadelphia through letters.

When Wehner appeared last night at the post office and received a decoy letter the detective had sent through, he was placed under arrest. Lawrence Hawthorne recently was sent away from thirty to sixty years in connection with the crime. The police allege Wehner was a friend of Hawthorne and that he has a police record.

Gen Thieves Use Room Trick.

It became known yesterday that William Beauchef, a native of Valparaiso, who lives with his mother in an apartment in Broad street, Newark, Monday afternoon was robbed of jewelry valued at \$9,000 by two youths who had hired a room at 17 West Eighty-fourth street, to whom he had hoped to sell the jewels. The thieves hired the room several weeks ago, the police have learned, and then began advertising in newspapers in an effort to get in touch with persons who had jewelry to sell. Beauchef was among those who answered their advertisements. He went to the apartment a few days ago and described the jewelry his mother had for sale, which he valued at \$12,000. The thieves told him to return Monday and to bring all the jewelry with him so they could make a deal. Beauchef did as the robbers told him and had all the jewelry spread out on a table in the apartment when one of the thieves switched the greater part of it into a hat and the two fled to the street. Many articles were dropped by the thieves on the way down stairs. These were recovered and reduced the loss to \$5,000.

The woman from whom the thieves hired the apartment said that they responded to an advertisement and had represented themselves as the sons of a prosperous sugar planter of Cuba. They said they were studying at Columbia University and desired to live near the school. They referred the woman to the Cuban Consul for further references as to their character.

Two youths giving their names as

In Eugenics Lies Hope of New Athletic Records

(CHICAGO, Dec. 28.—Eugenics, followed by generations of athletes, would result in the lowering of every athletic mark on record, William H. Ball of New York declared to-day before the Athletic Research Society in session here.

"The problem of athletics is the elimination of fatigue," Mr. Ball said. "This, with the science of eugenics properly applied, will mean that we may anticipate new records by the sons of famous athletes."

Every boy should learn to box, Dr. Aldinger, director of physical training of New York public schools, told the society.

Frank Ambrosino, 21 years old, of 172 West Houston street, and Carmie Babbina, 21 years old, of 477 West Broadway, were arrested early yesterday morning by Detectives O'Connell and Mahoney of the Mercer street station and charged with burglary. They are charged with the theft of \$5,000 worth of clothing from the loft of Benjamin Garbushky, on the second floor of 111 Black street.

When arraigned later before Magistrate Levine in the Jefferson Market Court the prisoners pleaded guilty and were held in \$2,000 bail each to await the action of the Grand Jury. Two well dressed youths, who are alleged to have committed eight burglaries netting \$6,000 during the last three weeks, were arrested last night in a pawn shop in Myrtle avenue, Brooklyn. They gave their names as Frank Loehrs, 19 years old, of Macombs Dam road, 21 years old, both of 462 Hart street.

Four men who were arrested Monday in connection with the robbery of John Guinness, driver of a milk wagon, at 150th street and Macombs Dam road on December 13 and who are being held in the Washington Heights jail, were yesterday picked up by a number of New Jersey men as the perpetrators of holdups in that State. Thirty-five residents of New Jersey, all victims of the holdups, went to the jail and identified the men, after much criticism of the Tammany scheme. Mr. Swann announced he did not want to resign from the District Attorneyship. So Mr. Talley was named for election to that office next fall. They wanted Gov. Smith to make District Attorney Swann a Judge of General Sessions and appoint Talley in his place.

FIRE DESTROYS LEATHER PLANT; LOSS \$2,500,000

Eleven Buildings Burned in Wilmington, Del.

WILMINGTON, Del., Dec. 28.—The huge plant of the Wilmington Leather Company was a mass of smoking ruins, twisted steel and shattered concrete to-night after the most destructive fire in the history of Wilmington, which caused damage estimated at more than \$2,500,000.

At no time after the fire was discovered, shortly before 6 o'clock, were the combined forces of the city able to get it under control. At 10 o'clock, when the flames were dying down, eleven buildings and a large stock of raw, partly finished and manufactured leather had been destroyed. Of the great plant only a small warehouse and a work shop remained.

RICKENBACKER QUILTS BRIDE.

Bogus American Air Left Her in Chicago, Is Report.

JACKSONVILLE, Fla., Dec. 28.—The man who, posing as Eddie Rickenbacker, the American ace, married a New York girl here last week, has deserted his bride in Chicago. The young woman so informed her mother to-day. The pseudo Rickenbacker is said to have really been a groom from a wealthy man's St. Augustine stables. Posing as the noted American airman, he was lavishly entertained in the best society and won a bride. Warrants charging him with abduction of several hundred dollars in connection with his adventure are in the hands of the police.

Bogus American Air Left Her in Chicago, Is Report.

The swapping of places between District Attorney Martin and Supreme Court Justice Glennon in the Bronx has an interesting story behind it. When Glennon was appointed to the vacancy on the Supreme Court bench it was with the understanding that if District Attorney Martin wanted to be the regular nominee for the place this year, he (Glennon) would step aside. Martin decided to be a candidate for the Supreme Court, and was elected.

It is reported that Supreme Court Justice H. D. Hotchkiss may resign before the end of the year. If he does Gov. Smith will appoint Justice E. J. McGoldrick to the vacancy.

Gov. Smith Refuses to Follow Tammany's Election Programme Next Year.

OTHER VACANCIES FILLED

Glennon Becomes District Attorney of Bronx and Martin County Judge in Kings.

Gov. Alfred E. Smith announced yesterday in Albany the following appointments:

Assistant District Attorney Alfred J. Talley of New York county to succeed the late Judge James T. Malone as Judge of the Court of General Sessions.

George W. Martin, former Assistant District Attorney of Kings County, to be County Judge there in succession to Judge Charles J. McDermott, who has resigned to resume private practice.

Supreme Court Justice Edward J. Glennon to be District Attorney of the Bronx in succession to Francis Martin, who becomes Justice of the Supreme Court on January 1.

The naming of Mr. Talley to the Court of General Sessions, politicians agreed, was the best way out of an embarrassing situation for Gov. Smith. Tammany Hall wanted to be relieved of the liability of Edward Swann as District Attorney and to train up a man who could make a good run for election to that office next fall. They wanted Gov. Smith to make District Attorney Swann a Judge of General Sessions and appoint Talley in his place.

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